



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Daniel E. E. Hayes, Jr.
Serial No.: 10/721,830
Filing Date: 11/25/2003
Title: BIMETAL TIBIAL COMPONENT CONSTRUCT FOR KNEE
JOINT PROSTHESIS
Group Art Unit: 3738
Examiner: Suzette Jaime J. Gherbi
Attorney's Docket No.: HAYES-3 CON

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February 24, 2006

(DATE OF DEPOSIT)

Margaret M. Slezak

Margaret M. Slezak
(NAME OF ATTORNEY)
(SIGNATURE)

February 24, 2006

(DATE OF SIGNATURE)

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR 1.56, 1.97 and 1.98, Applicants hereby submit documents and information which may be considered material to the examination of this application. These documents and information are listed on the accompanying form.

Copies of documents 1-19 and 24-55 which are listed on the accompanying form, PTO/SB/08A (substitute for Form PTO-1449) (three pages), have not been submitted since submission of copies of U.S. patents and U.S. patent applications is no longer required under 37 CFR 1.98.

Copies of documents 20-23, which are also listed on PTO/SB/08A (substitute for Form PTO-1449) (three pages), are enclosed herewith.

Applicants respectfully request that these documents be fully considered by the U.S. Patent and Trademark Office during the examination of this application and printed on any patent which may issue on this application. Applicants also respectfully request that a copy of PTO/SB/08A (substitute for Form PTO-1449) (three pages), submitted herewith, as considered and initialed by the Examiner, be returned to the undersigned with the next communication.

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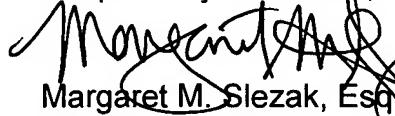
It is believed that this disclosure complies with the requirements of 37 CFR 1.56, 1.97 and 1.98. If for any reason the Examiner considers otherwise, it is respectfully requested that the undersigned be contacted by the Examiner by telephone in order that any deficiencies may be expeditiously remedied.

The enclosed documents may have markings thereon. Applicants are not presently aware of the source of those markings, and no significance is meant to be attached thereto.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a Request for Continued Examination under 37 CFR 1.114. No certification or fee is believed to be required, however, should the Examiner determine that any fees are due in connection with this submission, please charge the same to Deposit Account No. 16-0221. A duplicate copy of this submission is enclosed for the convenience of the Examiner.

Thank you.

Respectfully submitted,



2/24/2006

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FEB. 27 2006

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
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Substitute for PTO-1449A
1449A-108INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

of 3

Complete if Known

Application Number	10/721,830
Filing Date	11/25/2003
First Named Inventor	Daniel E. E. Hayes, Jr.
Art Unit	3738
Examiner Name	Suzette Jaime J. Gherbi

Attorney Docket Number HAYES-3 CON

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
1	US- 3,953,899		05-04-1976	Charnley	
2	US- 4,166,292		09-04-1979	Bokros	
3	US- 4,216,549		08-12-1980	Hillberry et al.	
4	US- 5,372,130		12-13-1994	Stern et al.	
5	US- 5,725,597		03-10-1998	Hwang	
6	US- 5,879,404		03-09-1999	Bateman et al.	
7	US- 5,938,702		08-17-1999	Lopez et al.	
8	US- 5,998,024		12-07-1999	Frey et al.	
9	US- 6,045,581		04-04-2000	Burkinshaw	
10	US- 6,087,553		07-11-2000	Cohen et al.	
11	US- 6,248,811		06-19-2001	Ottersbach et al.	
12	US- 6,261,322		07-17-2001	Despres, III et al.	
13	US- 6,368,354		04-09-2002	Burstein et al.	
14	US- 5,310,408		05-10-1994	Schryver et al.	
15	US- 5,323,954		06-28-1994	Shetty et al.	
16	US- 3,855,638		12-24-1974	Pilliar	
17	US- 4,818,559		04-04-1989	Hama et al.	
18	US- 5,133,771		07-28-1992	Duncan et al.	
19	US- 5,176,712		01-05-1993	Homsky	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
20	WO 97/16137 A1		05-09-1997	Sarkisian et al.		
21	EP 0 925 765 B1		06-30-1999	Beckman et al.		
22	WO 92/08424 A1		05-29-1992	Arch Development Corporation		
23	WO 01/24741 A1		04-12-2001	Exactech, Inc.		

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet

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		Number-Kind Code ² (if known)			
24	US-	5,441,537	08-15-1995	Kenna	
25	US-	5,443,523	08-22-1995	Mikhail	
26	US-	5,569,308	10-29-1996	Sottosanti	
27	US-	5,603,338	02-18-1997	Beaty	
28	US-	5,650,108	07-22-1997	Nies et al.	
29	US-	5,658,338	08-19-1997	Tullos et al.	
30	US-	5,665,118	09-09-1997	LaSalle et al.	
31	US-	5,665,121	09-09-1997	Gie et al.	
32	US-	5,702,448	12-30-1997	Buechel et al.	
33	US-	5,711,763	01-27-1998	Nonami et al.	
34	US-	5,723,011	03-03-1998	Devanathan et al.	
35	US-	5,868,796	02-09-1999	Buechel et al.	
36	US-	5,876,453	03-02-1999	Beaty	
37	US-	5,876,454	03-02-1999	Nanci et al.	
38	US-	6,008,432	12-28-1999	Taylor	
39	US-	6,139,585	10-31-2000	Li	
40	US-	6,527,919	03-04-2003	Roth	
41	US-	6,096,175	08-01-2000	Roth	
42	US-	4,718,905	01-12-1988	Freeman	

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		Number-Kind Code ² (if known)			
43	US- 6,291,070		09-18-2001	Arpac et al.	
44	US- 5,702,461		12-30-1997	Pappas et al.	
45	US- 5,702,466		12-30-1997	Pappas et al.	
46	US- 4,978,358		12-18-1990	Bobyn	
47	US- 6,447,550		09-10-2002	Hunter et al.	
48	US- 6,228,471		05-08-2001	Neerinck et al.	
49	US- 6,171,343		01-09-2001	Dearnaley et al.	
50	US- 6,165,616		12-05-2000	Lemelson et al.	
51	US- 6,010,533		01-04-2000	Pope et al.	
52	US- 5,981,827		11-09-1999	Devlin et al.	
53	US- 5,545,227		08-13-1996	Davidson et al.	
54	US- 5,746,272		05-05-1998	Mastrorio et al.	
55	US- 6,083,570		07-04-2000	Lemelson et al.	
	US-				

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